THE HON'BLE SMT JUSTICE T.MEENA KUMARI

and

THE HON'BLE SRI JUSTICE K.C. BHANU

WRIT PETITION NO : 22332 of 2005

Between:

M.Vanaja, W/o.Narasaiah, Nagulapadu, P.O., Addanki, Prakasam district.

..... PETITIONER

AND

1 The Station House Officer, Addanki Police Station, Prakasam district.
2 The Superintendent of Police, Prakasam district at Ongole.

.....RESPONDENTS

THE HON'BLE SMT JUSTICE T.MEENA KUMARI

and

THE HON'BLE SRI JUSTICE K.C. BHANU

WRIT PETITION NO : 22332 of 2005

ORDER: (Per the Hon'ble Smt Justice T.Meena Kumari)

This is a taken up case on the Telegram issued by the petitioner seeking a direction to produce her husband viz., Madugula Narsaiah, who was illegally

detained since 1.10.2005 by the Police of Addanki Police Station, Prakasam District, before this Court, and set him at liberty forthwith.

Combating the allegations averred in the writ petition, the 1st respondent filed counter affidavit, wherein it has been stated that no case is pending against the alleged detenue either on 1.10.2005 or on any other subsequent date. Only after receiving communication in the writ petition, on enquiries, it is revealed that the alleged detenue is freely moving in Nagulapadu village and attending to his day to day coolie work and to that effect he has obtained a certificate from the Panchayat Secretary, Grama Panchayat, Nagulapadu. Hence, the question of illegal detention does not arise.

It is submitted across the Bar by the learned Advocate General that the alleged detenue is freely moving in the village and attending to his day to day coolie work.

In view of the averments made in the counter-affidavit, and also in view of submission made by the learned Advocate General with regard to the factum of the alleged detenue moving freely in the village and in view of the certificate issued by the Panchayat Secretary to that effect, we are of the view that no further orders are necessary in this writ petition and the same is liable to be dismissed.

The writ petition is dismissed accordingly.

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JUSTICE T.MEENA KUMARI

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JUSTICE K.C.BHANU

24.10.2005

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